

Message

From: Keller, Lynn [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=08038B86D66A47D3AACA8BEE1A63A5A7-LKELLER]
Sent: 10/18/2017 8:54:58 PM
To: MacDonald, Alex@Waterboards [Alex.MacDonald@waterboards.ca.gov]; MacNicholl, Peter@DTSC [Peter.MacNicholl@dtsc.ca.gov]
Subject: RE: Aerojet Area40 Purchase-Sale draft text 31Aug2017v2.docx

Thanks, Alex!

It would be best to have the CEQA person from DTSC also attend this meeting to discuss public involvement components for the RAP/CEQA/PP. Can I have the email info for your CEQA POC, Pete. My attorney has questions on the equivalency of the public involvement period to meet EPA's PP requirements, so best to have this discussion with all three attorneys present to get us all on the same page. We could maybe cover that first so your CEQA person doesn't have to stay on the rest of the call about Purchase & Sale agreement text and transfer of Area 40 from EPA to the State.

Any other agenda items either of you would like me to add to the invite? Just shoot me back an email and I'll get the invite out today.

From: MacDonald, Alex@Waterboards [mailto:Alex.MacDonald@waterboards.ca.gov]
Sent: Wednesday, October 18, 2017 12:33 PM
To: Keller, Lynn <Keller.Lynn@epa.gov>
Cc: Alasti, Isabella@DTSC <Isabella.Alasti@dtsc.ca.gov>
Subject: RE: Aerojet Area40 Purchase-Sale draft text 31Aug2017v2.docx

David.Lancaster@Waterboards.ca.gov
Isabella.Alasti@dtsc.ca.gov

From: Keller, Lynn [mailto:Keller.Lynn@epa.gov]
Sent: Wednesday, October 18, 2017 11:04 AM
To: MacNicholl, Peter@DTSC
Cc: MacDonald, Alex@Waterboards
Subject: Re: Aerojet Area40 Purchase-Sale draft text 31Aug2017v2.docx

Great!!! When IT resurrects my computer once again, I'll send a calendar invite. Can both of you please send me Isabella and David's email addresses so I can include them on the invite?

Thanks,
Lynn

On Oct 18, 2017, at 09:31, MacNicholl, Peter@DTSC <Peter.MacNicholl@dtsc.ca.gov> wrote:

Yes Im available next Wednesday.

-Pete

From: Keller, Lynn <Keller.Lynn@epa.gov>
Sent: Monday, October 16, 2017 4:13:48 PM

To: MacDonald, Alex@Waterboards; MacNicholl, Peter@DTSC
Subject: RE: Aerojet Area40 Purchase-Sale draft text 31Aug2017v2.docx

Thanks, Alex! Pete, can you and Isabella be available on Weds 10/25, for about 2 hours between 1 and 5? Let me know please and I'll send out an invite so we can all get it on our calendars.

I'll check out the edited Purchase & Sale text you sent, too, Alex; thank you.

Lynn M. Keller, EI, PMP
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75 Hawthorne St, SFD 7-1
San Francisco, CA 94105
415-947-4162

From: MacDonald, Alex@Waterboards [mailto:Alex.MacDonald@waterboards.ca.gov]
Sent: Monday, October 16, 2017 3:58 PM
To: Keller, Lynn <Keller.Lynn@epa.gov>
Subject: Telecon on Aerojet

My legal counsel would prefer the 25th – we have a Board meeting this week that he needs to prepare for and attend.

Alexander MacDonald
Senior Engineer
Central Valley Regional Water Quality Control Board
11020 Sun Center Drive, Suite 200
Rancho Cordova, CA 95670-6114
916-464-4625
amacdonald@waterboards.ca.gov

<image001.jpg>

From: MacDonald, Alex@Waterboards [mailto:Alex.MacDonald@waterboards.ca.gov]
Sent: Monday, October 16, 2017 1:54 PM
To: Keller, Lynn <Keller.Lynn@epa.gov>
Subject: RE: Aerojet Area40 Purchase-Sale draft text 31Aug2017v2.docx

Lynn: I am available on the 17th 1-3, 19th, 20th, 24th 2-5, and 25th. I am waiting to hear back from my legal counsel – David Lancaster.

Alex

From: Keller, Lynn [mailto:Keller.Lynn@epa.gov]
Sent: Friday, October 13, 2017 6:11 PM
To: MacNicholl, Peter@DTSC; MacDonald, Alex@Waterboards
Cc: Bradfish, Larry
Subject: RE: Aerojet Area40 Purchase-Sale draft text 31Aug2017v2.docx

Hi, Pete and Alex.

Aerojet came to our office yesterday and wanted a progress report on the Purchase & Sale agreement text and Area 40 transfer to the State. AR sent EPA draft Purchase & Sale text and my attorney and I edited it and forwarded it to Pete at the end of Aug with a meeting request. Not sure if you've had time to discuss this with your attorney, Pete. Alex, the EPA version of the Purchase & Sale agreement text is attached. Can we get a meeting on the calendar with the three of us and our attorneys? We'll probably need 1.5-2 hours; I have a conference call number we can use.

Additionally, we need to come up with a public involvement process that meets the RAP, CEQA, and Proposed Plan requirements, all-in-one. I know that's tough to determine when the CEQA process has not yet been mapped out. Let's try though to come up with one comprehensive public involvement plan/period that satisfies all three requirements sufficiently. EPA does not want to do a separate public comment period (PP) for our mini-ROD after the RAP is completed; that would be counterproductive and then may invalidate the RAP if the public brings up issues after the RAP is finalized. Pete, you may want your CEQA staff person also to attend for this portion so we can all get on the same page.

As of today, here are some days and times that my attorney Larry and I are free based on our calendars; we'll probably need 1.5-2 hours; I have a conference call number we can use:

Tues 10/17 11-3

Weds 10/18 9-11 or 3-5

Thurs 10/19 11-3

Fri 10/20 11-1 or 2:30-5

Tues 10/24 9:30-11 or 2-5

Weds 10/25 1-5

Can you each please check your and your attorney's schedules and let us know what day/time would work for a call?

Thanks, and have a great weekend!

Lynn

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From: Keller, Lynn

Sent: Thursday, August 31, 2017 3:42 PM

To: MacNicholl, Peter@DTSC <Peter.MacNicholl@dtsc.ca.gov>

Cc: Bradfish, Larry <Bradfish.Larry@epa.gov>

Subject: Aerojet Area40 Purchase-Sale draft text 31Aug2017v2.docx

Hello, Pete.

My attorney, Larry Bradfish, and I have been discussing the transfer of Area 40 to the State. Aerojet's recent request for EPA to consider Purchase and Sale agreement language for their development team to pitch to the developers (since we will not be able to get to a ROD by Sept 2018, which is what the current Purchase and Sale agreement requires).

Because we have so many unknowns in the transfer process, work required, and path to get there with documents, Larry and I would prefer to start with a DTSC-EPA discussion on Aerojet's request for Purchase and Sale text that would allow them to redevelop Area 40 if Agency requirements are met. Please share the attached draft text with your attorney to start our discussion. You may also want to share this with the Water Board and have Alex get his attorney involved if needed. We don't feel it's appropriate to share this text with Aerojet yet since we are unsure of the process and the requirements at this point.

I'm heading out on vacation shortly until 15 Sept, but wanted to throw out some meeting dates to discuss this with you and I and our site attorneys. Larry and I are available for a conference call with you and your attorney the following dates; if one works for you, please send a calendar invite to us so we can reserve the time slot for this discussion. Larry and I are free the following dates/times:

Mon 18 Sept: 1pm – 4 pm

Weds 27 Sept: anytime

Thurs 28 Sept: anytime

Thanks, Pete,
Lynn

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